

SENATE BILL 12

By Ketron

AN ACT to amend Tennessee Code Annotated, Title 43; Title 53 and Title 57, relative to the regulation and inspection of domestic manufacturers, distillers or rectifiers of distilled spirits at a distillery and wholesalers of alcoholic spirituous beverages.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 53, Chapter 1, Part 2, is amended by adding the following language as a new, appropriately designated section:

53-1-2____. Notwithstanding § 53-1-103(a) or any other provision of law, rule or regulation to the contrary, the department of agriculture has no enforcement authority nor regulatory or inspection authority of any kind concerning the distillation of spirits manufactured, distilled or rectified at a distillery in this state nor concerning the sale of alcoholic beverages by a wholesaler of alcoholic spirituous beverages licensed in this state, since such:

(1) Manufacturers, distillers or rectifies are regulated and inspected by the alcoholic beverage commission and must meet all federal requirements for and related to the manufacturing, distilling or rectifying of such distilled spirits and receive a permit from the federal government to operate in this state; and

(2) Wholesalers of alcoholic spirituous beverages are regulated and inspected by the alcoholic beverage commission and must secure a basic permit to engage in the wholesale liquor business from the federal government.

SECTION 2. Tennessee Code Annotated, Section 53-1-103(a), is amended by deleting subdivision (12) in its entirety.

SECTION 3. Tennessee Code Annotated, Title 57, Chapter 3, Part 4, is amended by adding the following language as a new, appropriately designated section:

57-3-4____. The sale of alcohol in violation of rules and regulations adopted by the United States treasury department, alcohol and tobacco tax and trade bureau, or by the department of revenue or the alcoholic beverage commission is prohibited.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.